

FEB 09 2007

PATENT  
Docket No. 347.00010101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Bryan Thomas Johnson ) Group Art Unit: 3634  
Serial No.: 10/727,459 )  
Confirmation No.: 7102 )  
Filed: 3 December 2003 )  
For: ADJUSTABLE SHELVING SYSTEM

FACSIMILE TRANSMISSION TO THE PTO

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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The following papers are being transmitted to the Patent and Trademark Office by facsimile transmission: Election Under 37 C.F.R. §3.71, Revocation, Power of Attorney, and Certificate Under §3.73(b) (3 pages total, including Assignment (1 page))

X Small Entity Status is entitled to be asserted in the above-identified application.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895.

9 Feb 2007  
Date

Mueeting, Raasch & Gebhardt, P.A.

Customer Number: 26813

By: [Signature]

Mark J. Gebhardt

Reg. No. 35,518

Direct Dial (612)305-1216

CERTIFICATE UNDER 37 C.F.R. §1.8: The undersigned hereby certifies that this Facsimile Cover Sheet and the paper(s), as described hereinabove, are being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 9<sup>th</sup> day of February, 2007, at 2:11pm (Central Time).

9 February 2007  
Date

Signature: [Signature]

Name: Jacquelyn K. Torborg

If you do not receive all pages, please contact us at (612)305-1220 (ph) or (612)305-1228 (fax).

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PATENT  
Docket No. 347.00010101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                   |                                   |   |                      |
|-------------------|-----------------------------------|---|----------------------|
| Applicant(s):     | Bryan Thomas Johnson              | ) | Group Art Unit: 3634 |
|                   |                                   | ) |                      |
| Serial No.:       | 10/727,459                        | ) | Examiner: Unassigned |
| Confirmation No.: | 7102                              | ) |                      |
|                   |                                   | ) |                      |
| Filed:            | 3 December 2003                   | ) |                      |
|                   |                                   | ) |                      |
| For:              | <u>ADJUSTABLE SHELVING SYSTEM</u> |   |                      |

ELECTION UNDER 37 C.F.R. §3.71, REVOCATION,  
POWER OF ATTORNEY, AND CERTIFICATE UNDER §3.73(b)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The Assignee **Innovative Tools & Technologies, Inc.** of the entire interest in the above-identified application hereby elects, under 37 C.F.R. §3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints those registered patent attorneys and registered patent agents associated with Customer Number 26813 as its attorney or agent (with full powers of appointment, substitution, and revocation) to prosecute the application, and any division, continuation, continuation-in-part, reexamination, or reissue thereof, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent.

Please send correspondence to the following address:

Attention: Mark J. Gebhardt

Mueeting, Raasch & Gebhardt, P.A.

P.O. Box 581415

Minneapolis, MN 55458-1415

Customer Number 26,813

FEB 09 2007

Election Under 37 C.F.R. §§3.71, Revocation, Power of Attorney and Certificate under §3.73(b) Page 2 of 2  
Serial No.: 10/727,459  
Confirmation No.: 7102  
Filed: 3 December 2003  
Title: ADJUSTABLE SHELVING SYSTEM

**Statement under 37 C.F.R. §3.73(b)**

**Innovative Tools & Technologies, Inc.** states that it is the assignee of the entire right, title and interest in the above-identified patent application by virtue of assignment(s) from the inventor(s) of the above-identified patent application to **Innovative Tools & Technologies, Inc.** A copy of the assignment(s) is/are attached. The assignment(s) has been or is concurrently being recorded with the U.S. Patent and Trademark Office.

The undersigned (whose title is supplied below) is empowered to sign this document on behalf of the Assignee.

INNOVATIVE TOOLS & TECHNOLOGIES, INC.:

2-6-07  
Date

Bryan T. Johnson  
Signature

Bryan Thomas Johnson  
Typed or Printed Name

President  
Title

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ASSIGNMENT

Docket 347.00010101  
Docket 347.00020101  
Docket 347.00030101

Whereas I, Bryan Thomas Johnson, with residence and citizenship as indicated below; have made inventions in

## \*\*\*ADJUSTABLE SHELVING SYSTEM\*\*\*

Filed: 3 December 2003

Serial No.: 10/727,459

## \*\*\*MOBILE PAINT RACK\*\*\*

Filed: 1 May 2004

Serial No.: 10/836,579

## \*\*\*LARGE AUTOMOTIVE PANEL PAINT RACK\*\*\*

Filed: 4 November 2004

Serial No.: 10/982,007

and executed applications for Letters Patent of the United States of America based thereon;

Now, therefore, for good and valuable consideration, receipt of which is acknowledged, I have agreed to assign and transfer and do hereby assign and transfer unto Innovative Tools & Technologies, Inc. ("Company"), a corporation of Minnesota, having its principal office at 2016 Gateway Circle, Suite A, St Paul, MN 55038, its successors and assigns, the entire right, title, and interest in and to said invention and application, and in and to any division or continuation (in whole or in part) of said application, and in and to any and all improvements in said invention made by me or made jointly with others (provided any such improvement is made during, or within one year after the termination of, my employment by the Company), and in and to any and all Letters Patent, reexaminations, reissues, or extensions thereof, of the United States of America and countries foreign thereto (including the right to apply for Letters Patent, Utility Models, or Inventors' Certificates in foreign countries in its own name and to claim any priority rights for such foreign applications to which such applications are entitled under international conventions, treaties, or otherwise), which have been or may be granted thereon or on any divisional, continuation (in whole or in part), renewal, reexamination, reissue, or other or further application based in whole or in part upon said invention or improvements thereon, to be held and enjoyed as fully and exclusively as they would have been by me had this assignment and transfer not been made;

I do further agree for myself and for my heirs, executors, and administrators, to execute and deliver without further consideration any further applications, assignments, and documents, and to perform such other acts as I lawfully may, that may be deemed necessary by the Company, its successors, assigns, and nominees, fully to secure its right, title, and interest as aforesaid and to obtain or maintain Letters Patent, Utility Models, or Inventors' Certificates in any and all countries;

And I do hereby authorize and request the Commissioner of Patents to issue any and all Letters Patent which may be granted upon any of said applications, to Innovative Tools & Technologies, Inc. as the assignee of the entire right, title, and interest therein.

In witness whereof, I have hereunto signed my name on the day and year set forth below.

Bryan T Johnson  
Name: Bryan Thomas Johnson  
Address: 4310 Hillview Lane, Vadnais Heights, MN 55127  
Citizenship: United States of America

2-6-07  
Date

STATE OF Minnesota )  
COUNTY OF Ramsey ) ss.

On this 6th day of February 2007, before me personally appeared Bryan Thomas Johnson, to me known to be the person described in and who executed the foregoing instrument, and he/she executed the same for the uses and purposes therein set forth.

Amanda Louise Houle  
Notary Public

